IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.18 OF 2002

Kinetic Communications Ltd. .. Petitioner
Versus
M/s.Tandon Computers (India) Pvt.Ltd. .. Respondent

Mr.Sachin Chavan for petitioner
Mr.P.Rajput for respondent No.2 to 5

CORAM : S.C.DHARMADHIKARI, J.

DATE : 8th June 2007.

P.C.

. On 13th April 2007 as and by way of last chance the matter was adjourned to 27th April 2007.

2. Now the matter has been called out for hearing and final disposal. However, both sides

informed me that the matter arises out of proceedings under section 138 of Negotiable Instruments Act and parties have settled the claims inter se. In fact, petitioner was to take instructions and withdraw the petition. Once again adjournment is sought on the ground that the petitioner's Advocaete is awaiting instructions.

3. In my view, sufficient time was available for petitioner's Advocate since April 2007 to take instructions and inform the Court. Since, none dispute that the parties have amicably settled their claims inter se, no useful purpose will be served by keeping the petition pending. Rule is discharged. Petition is dismissed. Interim orders, if any, to stand vacated forthwith.

(S.C.Dharmadhikari, J)